IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

WP(C).No. 34056 of 2007(D)

IA 1015/00 in AS.56/2000 of SUB COURT,KOTTARAKKARA
OS.249/1996 of MUNSIFF COURT, PUNALUR

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PETITIONER:

LAKSHMI SUSEELA,
ASWATHI BHAVAN, EROOR MURI, EROOR VILLAGE,
PATHANAPURAM, REPRESENTED BY POWER OF ATTORNEY
HOLDER, SHRI VAMADEVAN, AGED 72, S/O.PADMANABHAN,
PUTHENVILA VEEDU, EROOR VILLAGE,PATHANAPURAM TALUK
KOLLAM DISTRICT.

BY ADV. SRI.P.SANTHALINGAM
SRI.S.SHARAN
SRI.RAJESH. K.RAJU

RESPONDENTS:

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1. NANGELI BHARGAVY,
RESIDING AT ALUVILA VEEDU, EROOR MURI,
EROOR VILLAGE, PATHANAPURAM TALUK,KOLLAM DISTRICT.

2. BHARGAVY AMMUKUTTY,
RESIDING AT ALUVILA VEEDU, EROOR MURI,
EROOR VILLAGE, KOLLAM DISTRICT.

3. BHARGAVI RADHA ALIAS SAVITHREE,
RESIDING AT SINDHU VILASOM VEEDU (ALUVILA VEEDU),
EROOR MURI, EROOR VILLAGE.

4. GOPALAN VIJAYAN,
RESIDING AT SINDHU VILASOM VEEDU (ALUVILA VEEDU),
EROOR MURI, EROOR VILLAGE.

5. VIJAYAN ANILKUMAR,
RESIDING AT SINDHU VILASOM VEEDU (ALUVILA VEEDU),
EROOR MURI, EROOR VILLAGE.

6. NANU MOHANAN,
RESIDING AT SINDHU VILASOM VEEDU (ALUVILA VEEDU),
EROOR MURI, EROOR VILLAGE.

7. VANAJAKSHY SHEELA,
RESIDING AT SINDHU VILASOM VEEDU (ALUVILA VEEDU),
EROOR MURI, EROOR VILLAGE, PATHANAPURAM TALUK.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.Krishnan, J.

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W.P(C).No.34056 of 2007

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Dated this the 19th day of November, 2007.

JUDGMENT

This Writ Petition is filed to issue an order or direction to respondents 1 to 7 to comply with Ext.P2 status quo order and to direct the court below to dispose of Ext.P3 petition at an early date. A perusal of the Writ Petition would reveal that as per Ext.P2, the Appellate Court has directed the parties to maintain status quo in respect of the plaint schedule property in O.S.No.249 of 1996 until further orders. Ext.P3 is an application filed by the present writ petitioner wherein it is stated that there has been violation of the order of the court and therefore they must be prosecuted. Whether there has been violation or not is a matter that has to be considered by the court below.

2. Therefore, I direct the Subordinate Judge, Kottarakkara to dispose of I.A.No.1015 of 2000 in A.S.No.56 of 2000 within a time frame of two months from the date of receipt of a copy of

this judgment, after affording equal opportunities to both sides for hearing.

Writ Petition is disposed of accordingly.

M.N.Krishnan,
Judge.

ess 20/11